

(6) bank loan interest rates;  
 (7) United States retirement accounts tied to Chinese investments;

(8) the People's Republic of China's exposure to foreign borrowers and flows of official financing for the Belt and Road Initiative and other trade-related initiatives, including data from the Export-Import Bank of China, the China Export and Credit Insurance Corporation (Sinosure), and the China Development Bank;

(9) sovereign or near-sovereign loans made by the People's Republic of China to other countries or guaranteed by sovereign entities; and

(10) Chinese domestic retirement accounts and investments.

(c) BRIEFINGS.—The Center shall provide to the appropriate congressional committees and the private sector on a biannual basis briefings on implementation of the duties of the Center.

(d) REPORTS AND PUBLIC UPDATES.—

(1) REPORTS.—

(A) IN GENERAL.—The Center shall submit to the appropriate congressional committees on a quarterly basis a report in writing on implementation of the duties of the Center.

(B) MATTERS TO BE INCLUDED.—The reports required by subparagraph (A) shall include—

(i) key findings, data, a description of the research and development activities of the affiliates of United States multinational enterprises operating in the People's Republic of China, and a description of the implications of such activities for United States production, employment, and the economy; and

(ii) a description of United States industry interactions with Chinese state-owned enterprises and other state-affiliated entities and inbound Chinese investments.

(2) PUBLIC UPDATES.—The Center shall provide to the public on a monthly basis updates on implementation of the duties of the Center.

(e) RECOMMENDATIONS AND STRATEGIES.—The Secretary of the Treasury, using data collected and synthesized by the Center under subsection (b) and in consultation with the Center, shall—

(1) develop recommendations and strategies for ways in which the United States can respond to potential risks and exposures within the People's Republic of China's financial system; and

(2) submit to the appropriate congressional committees a report that contains such recommendations and strategies.

(f) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives; and

(2) the Committee on Foreign Relations, the Committee on Banking, Housing, and Urban Affairs, and the Committee on Commerce, Science, and Transportation of the Senate.

**SA 1556.** Mr. WICKER submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes;

which was ordered to lie on the table; as follows:

On page 25, line 21, insert “, such as the activities of the Engineer Research and Development Center laboratories of the Army Corps of Engineers” after “areas”.

On page 239, between lines 6 and 7, insert the following:

“(F) Engineer Research and Development Center laboratories of the Army Corps of Engineers;

On page 239, line 7, strike “(F)” and insert “(G)”.

On page 239, line 8, strike “(G)” and insert “(H)”.

On page 239, line 9, strike “(H)” and insert “(I)”.

On page 239, line 10, strike “(I)” and insert “(J)”.

On page 239, line 12, strike “(J)” and insert “(K)”.

On page 252, line 9, insert “Engineer Research and Development Center laboratories of the Army Corps of Engineers,” after “Laboratories,”.

On page 274, between lines 6 and 7, insert the following:

“(ii) Engineer Research and Development Center laboratories of the Army Corps of Engineers;

On page 274, line 7, strike “(ii)” and insert “(iii)”.

On page 274, line 8, strike “(iii)” and insert “(iv)”.

On page 274, line 11, strike “(iv)” and insert “(v)”.

On page 289, line 5, insert “Engineer Research and Development Center laboratories of the Army Corps of Engineers,” after “development centers,”.

**SA 1557.** Mr. WICKER submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III of division F, insert the following:

**SEC. \_\_\_\_ . MODIFICATION OF FARA DISCLOSURE REQUIREMENTS.**

(a) **SHORT TITLE.**—This section may be cited as the “Democracy Dies in Darkness Act”.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) foreign governments abuse paid supplements, including paid supplements in the form of newspaper inserts, to propagate disinformation to audiences in the United States through the information infrastructure of the United States;

(2) the conspicuous statement required under section 4(b) of the Foreign Agents Registration Act of 1938, as amended (22 U.S.C. 614(b)), plays an important role in upholding the freedom of speech by—

(A) clearly distinguishing the author of informational material for readers; and

(B) making the readers of certain informational materials aware that the informational material is paid content; and

(3) regulations in effect on the date of enactment of this Act allow foreign principals to place a conspicuous statement described in paragraph (2) in an area that is less likely

to be viewed by readers, thereby defeating the purpose of the conspicuous statement.

(c) **AMENDMENTS TO FARA.**—

(1) **DEFINITIONS.**—

(A) **IN GENERAL.**—Section 1 of the Foreign Agents Registration Act of 1938, as amended (22 U.S.C. 611), is amended—

(i) by striking subsection (l);

(ii) in each of subsections (a), (d), (e), (f), (g), (h), (i), (k), (m), (n), and (o), by striking the semicolon at the end of the subsection and inserting a period;

(iii) in subsection (c)—

(I) in paragraph (2), by striking “clause (1) of this subsection” and inserting “subparagraph (A)”;

(II) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively, and indenting appropriately; and

(III) in the matter preceding subparagraph (A) (as so redesignated), by striking “Expect as provided in subsection (d) hereof, the” and inserting the following:

“(c) AGENT OF A FOREIGN PRINCIPAL.—

“(1) **IN GENERAL.**—The”;

(iv) in subsection (d)—

(I) by striking “3611” and inserting “3685”;

(II) by striking “defined in section 1(b) hereof”; and

(III) by striking “(d) The term” and inserting the following:

“(2) **EXCLUSIONS.**—The term”;

(v) in subsection (g), by striking “Public”

and inserting “public”;

(vi) in subsection (k), by striking “hereof” each place it appears;

(vii) in subsection (o), by striking “activities” and inserting “activity”;

(viii) by redesignating subsections (e), (f), (g), (h), (i), (k), (m), (n), (o), and (p), as subsections (d) through (m), respectively;

(ix) in each of subsections (a), (b), and (d) through (m) (as so redesignated), by inserting a subsection heading, the text of which is comprised of the term defined in that subsection; and

(x) by adding at the end the following:

“(n) **PAID PUBLICATION SUPPLEMENT.**—The term ‘paid publication supplement’ means any informational material for which an agent of a foreign principal makes a payment to be included as a part of, inserted within, or attached to, a covered publication based in the United States.

“(o) **COVERED PUBLICATION.**—

“(1) **IN GENERAL.**—The term ‘covered publication’ means any print or digital—

“(A) news publication;

“(B) magazine;

“(C) journal; or

“(D) informational publication.

“(2) **INCLUSIONS.**—The term ‘covered publication’ includes any blog or social media website that displays advertisements.”.

(B) **CONFORMING AMENDMENTS.**—

(i) Section 5210(4) of the Competitiveness Policy Council Act (15 U.S.C. 4809(4)) is amended by striking “is defined” and all that follows through the period at the end of the paragraph and inserting “has the meaning given the term in subsection (c) of section 1 of the Foreign Agents Registration Act of 1938 (22 U.S.C. 611), subject to the exemptions described in section 3 of that Act (22 U.S.C. 613).”.

(ii) Section 722(d) of the Communications Act of 1934 (47 U.S.C. 624(d)) is amended—

(I) in paragraph (1), by striking “(b)(1)” each place it appears; and

(II) in paragraph (2)(B), by striking “section 1(d) of such Act (22 U.S.C. 611(d))” and inserting “subsection (c)(2) of section 1 of that Act (22 U.S.C. 611)”.

(iii) Section 304(c)(3) of the National Security Act of 1947 (50 U.S.C. 3073a(c)(3)) is amended by striking “(e)” each place it appears.

(2) CONSPICUOUS STATEMENTS.—Section 4(b) of the Foreign Agents Registration Act of 1938, as amended (22 U.S.C. 614(b)), is amended—

(A) by striking “(b) It shall” and inserting the following:

“(b) CONSPICUOUS STATEMENTS REQUIRED.—

“(1) IN GENERAL.—It shall”;

(B) in paragraph (1) (as so designated), in the second sentence, by striking “The Attorney General” and inserting the following:

“(2) DEFINING CONSPICUOUS STATEMENTS.—

“(A) IN GENERAL.—Subject to the requirements of this paragraph, the Attorney General”;

(C) in paragraph (2) (as so designated), by adding at the end the following:

“(B) INFORMATIONAL MATERIALS.—A conspicuous statement required to be placed in any informational material under this subsection shall—

“(i) be clearly readable;

“(ii) have a font color that contrasts with the background color; and

“(iii) be placed at the top of the first page of the informational material.

“(C) PAID PUBLICATION SUPPLEMENTS.—

“(i) IN GENERAL.—Any informational material that is a paid publication supplement shall include the following disclosure as a part of the conspicuous statement required under this subsection: ‘This supplement was paid for, and prepared on behalf of, [name of agent of foreign principal], an official publication of [name of foreign principal].’ (The blank space being appropriately filled in).

“(ii) CERTAIN COVERED PUBLICATIONS.—If a covered publication in which any informational material that is a paid publication supplement is published is not involved in the creation of the paid publication supplement, the disclosure required under clause (i) shall include the following statement: ‘[Name of covered publication] was not involved in the creation of this supplement.’ (The blank space being appropriately filled in).”.

**SA 1558.** Mr. WICKER submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division C of the amendment, add the following:

#### **TITLE VI—TRANSNATIONAL REPRESSION ACCOUNTABILITY AND PREVENTION**

##### **SECTION 3601. SHORT TITLE.**

This title may be cited as the “Transnational Repression Accountability and Prevention Act of 2021” or as the “TRAP Act of 2021”.

##### **SEC. 3602. FINDINGS.**

Congress makes the following findings:

(1) The International Criminal Police Organization (INTERPOL) works to prevent and fight crime through enhanced cooperation and innovation on police and security matters, including kleptocracy, counterterrorism, cybercrime, counternarcotics, and transnational organized crime.

(2) United States membership and participation in INTERPOL advances the national security and law enforcement interests of the United States related to combating

kleptocracy, terrorism, cybercrime, narcotics, and transnational organized crime.

(3) Article 2 of INTERPOL’s Constitution states that the organization aims “[to] ensure and promote the widest possible mutual assistance between all criminal police authorities . . . in the spirit of the ‘Universal Declaration of Human Rights’”.

(4) Article 3 of INTERPOL’s Constitution states that “[i]t is strictly forbidden for the Organization to undertake any intervention or activities of a political, military, religious or racial character”.

(5) These principles provide INTERPOL with a foundation based on respect for human rights and avoidance of politically motivated actions by the organization and its members.

(6) Some INTERPOL member countries have used INTERPOL’s databases and processes, including Notice and Diffusion mechanisms and the Stolen and Lost Travel Document Database, for activities of a political or other unlawful character and in violation of international human rights standards, including making requests to INTERPOL for interventions related to purported charges of ordinary law crimes that are fabricated for political or other unlawful motives.

(7) According to the Justice Manual of the United States Department of Justice, “[i]n the United States, national law prohibits the arrest of the subject of a Red Notice issued by another INTERPOL member country, based upon the notice alone” and requires the existence of a valid extradition treaty between the requesting country and the United States, a valid request for provisional arrest of the subject individual, and an arrest warrant issued by a United States District Court based on a complaint filed by the United States Attorney’s Office of the subject jurisdiction.

##### **SEC. 3603. STATEMENT OF POLICY.**

It is the policy of the United States:

(1) To use the voice, vote, and influence of the United States, as appropriate, within INTERPOL’s General Assembly and Executive Committee to promote the following objectives aimed at improving the transparency of INTERPOL and ensuring its operation consistent with its Constitution, particularly articles 2 and 3, and Rules on the Processing of Data:

(A) Support INTERPOL’s reforms enhancing the screening process for Notices, Diffusions, and other INTERPOL communications to ensure they comply with INTERPOL’s Constitution and Rules on the Processing of Data (RPD).

(B) Support and strengthen INTERPOL’s coordination with the Commission for Control of INTERPOL’s Files (CCF) in cases in which INTERPOL or the CCF has determined that a member country issued a Notice, Diffusion, or other INTERPOL communication against an individual in violation of articles 2 or 3 of the INTERPOL Constitution, or the RPD, to prohibit such member country from seeking the publication or issuance of any subsequent Notices, Diffusions, or other INTERPOL communication against the same individual based on the same set of claims or facts.

(C) Support candidates for positions within INTERPOL’s structures, including the Presidency, Executive Committee, General Secretariat, and CCF who have demonstrated experience relating to and respect for the rule of law.

(D) Seek to require INTERPOL in its annual report to provide a detailed account of the following information, disaggregated by member country or entity:

(i) The number of Notice requests, disaggregated by color, that it received.

(ii) The number of Notice requests, disaggregated by color, that it rejected.

(iii) The category of violation identified in each instance of a rejected Notice.

(iv) The number of Diffusions that it cancelled without reference to decisions by the CCF.

(v) The sources of all INTERPOL income during the reporting period.

(E) Support greater transparency by the CCF in its annual report by providing a detailed account of the following information, disaggregated by country:

(i) The number of admissible requests for correction or deletion of data received by the CCF regarding issued Notices, Diffusions, and other INTERPOL communications.

(ii) The category of violation alleged in each such complaint.

(2) Put in place procedures, as appropriate, for sharing with relevant departments and agencies credible information of likely attempts by member countries to abuse INTERPOL communications for politically motivated or other unlawful purposes so that, as appropriate, action can be taken in accordance with their respective institutional mandates.

##### **SEC. 3604. REPORT ON THE ABUSE OF INTERPOL SYSTEMS.**

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Attorney General, in coordination with the Secretary of Homeland Security, the Secretary of State, and the heads of other relevant United States Government departments or agencies shall submit to the appropriate committees of Congress a report containing an assessment of how INTERPOL member countries abuse INTERPOL Red Notices, Diffusions, and other INTERPOL communications for political motives and other unlawful purposes within the past three years.

(b) ELEMENTS.—The report required under subsection (a) shall include the following elements:

(1) A description of the most common tactics employed by member countries in conducting such abuse, including the crimes most commonly alleged and the INTERPOL communications most commonly exploited.

(2) An assessment of the adequacy of INTERPOL mechanisms for challenging abusive requests, including the Commission for the Control of INTERPOL’s Files (CCF), and any shortcoming the United States believes should be addressed.

(3) A description of any incidents in which the Department of Justice assesses that United States courts and executive departments or agencies have relied on INTERPOL communications in contravention of existing law or policy to seek the detention of individuals or render judgments concerning their immigration status or requests for asylum, with holding of removal, or convention against torture claims and any measures the Department of Justice or other executive departments or agencies took in response to these incidents.

(4) A description of how the United States monitors and responds to likely instances of abuse of INTERPOL communications by member countries that could affect the interests of the United States, including citizens and nationals of the United States, employees of the United States Government, aliens lawfully admitted for permanent residence in the United States, aliens who are lawfully present in the United States, or aliens with pending asylum, withholding of removal, or convention against torture claims, though they may be unlawfully present in the United States.

(5) A description of what actions the United States takes in response to credible information it receives concerning likely